IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.201 OF 2005
IN
SECOND APPEAL.ST.NO.28144 OF 2001

Laxman Chandrabhan Khandbahale
(since deceased through heirs) ...Applicants

Vs.

Ghamaji Sawaliram Khandbahale
(since deceased throgh heirs) ...Respondents

CORAM: A.S.OKA,J.
DATE : FEBRUARY 11, 2005.

P.C.:

1. Heard Counsel appearing for the parties. In view of the averments made in paragraph Nos.5 to 8 of the Application, it is allowed in terms of prayer clause (A). Advocate for the Applicant is directed to pay donation of Rs.2500/- to the Kirtikar Library within a period of one week from today.

2. Place the Civil Application Nos.50 and 51 of 2002 on 25th February 2005. Till 4th March 2005 sale deed shall not be executed in execution proceedings pursuant to the impugned Judgment and Decree subject to the condition that the Applicants will not create any third party interest in respect of the same. The Advocate for the Applicant will serve private notice on the unserved Respondents in Civil Application No.50 of 2002 and filed Affidavit of service before the next date. If service is not effected by 25th February 2005, ad-interim relief granted earlier will not be extended.

JUDGE.